

RESOLUTION C-2014-15 Docket

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COUNCIL AS A WHOLE

**A RESOLUTION APPROVING AN
AGREEMENT BETWEEN THE CITY AND
COUNTY REGARDING THE 2014 BYRNE JUSTICE
ASSISTANCE GRANT (JAG) PROGRAM AWARD (LOCAL)**

WHEREAS, the City Council is aware of the benefits to the citizens of Evansville by receipt and disbursement of the annual Byrne Justice Assistance Grant Program Award ("JAG" Funds); and

WHEREAS, the City and County have agreed upon the division of costs and allocation of said JAG funds as between the City and County; and

WHEREAS, the Agreement between the City and County has been approved by the County and is attached hereto as Exhibit "A";

NOW THEREFORE, BE IT RESOLVED by the City Council of the Evansville, Indiana that:

1. The City Council on behalf of the City of Evansville, approves the attached Resolution/Agreement.
2. The City of Evansville shall honor and perform the terms of said Agreement, including the division of costs and allocation of funds, as contained in the attached Resolution/Agreement.

RESOLUTION

BETWEEN THE CITY OF Evansville, IN and COUNTY of Vanderburgh, IN

2014 BYRNE JUSTICE ASSISTANCE GRANT (JAG) PROGRAM AWARD (LOCAL)

This Agreement is made and entered into by and between the COUNTY of Vanderburgh, acting by and through its governing body, the County Commissioners, hereinafter referred to as COUNTY, and CITY of Evansville, acting by and through its governing body, the City Council, hereinafter referred to as CITY, witnesseth:

WHEREAS, each governing body, in performing governmental functions or in paying for the performance of governmental functions hereunder, shall make that performance or those payments from current revenues legally available to that party; and

WHEREAS, each governing body finds that the performance of the Agreement is in the best interests of both parties, that the undertaking will benefit the public; and

WHEREAS, the CITY and COUNTY believe it to be in their best interests to reallocate the \$56,124.00 JAG funds by the amount of \$48,267.00 (city) and \$7,857.00 (county).

NOW THEREFORE, the COUNTY and CITY agree as follows:

Section 1.

CITY agrees to pay COUNTY a total of \$7,857.00 of JAG funds.

Section 2.

COUNTY agrees to use \$7,857.00 for investigative computer equipment to support law enforcement.

Section 3.

CITY agrees to use \$48,267 to pay for overtime for officers to work on problem solving activities, and equipment.

Section 4.

Nothing in the performance of the Agreement shall impose any liability for claims against COUNTY other than claims for which liability may be imposed by the Indiana Tort Claims Act.

Section 5.

Nothing in the performance of the Agreement shall impose any liability for claims against CITY other than claims for which liability may be imposed by the Indiana Tort Claims Act.

Section 6.

Each party to this agreement will be responsible for its own actions in providing services under this agreement and shall not be liable for any civil liability that may arise from the furnishing of the services by the other party.

Section 7.

The parties to the Agreement do not intend for any third party to obtain a right by virtue of the Agreement.

Section 8.

By entering into this Agreement, the parties do not intend to create any obligations express or implied other than these set out herein; further, this Agreement shall not create any rights in party not a signatory hereto.

**VANDERBURGH COUNTY
BOARD OF COMMISSIONERS:**



Joe Kiefer, President



Marsha Abell, Vice President

Stephen Melcher, Member

Attest: _____



Joe Gries

County Auditor

Date: _____

6/17/14

PASSED BY the Common Council of the City of Evansville, Indiana, on the 23 day of June, 2014, on said day signed by the President of the Common Council and attested by the City Clerk.

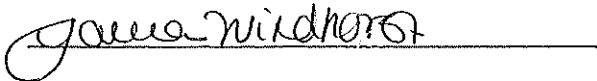


John Friend, President of the Common Council

ATTEST: Laura Windhorst

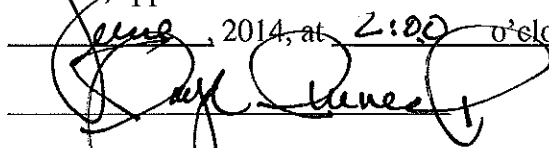
Laura Windhorst, City Clerk

Presented by me, the undersigned City Clerk of the City of Evansville, Indiana, to the Mayor of said city, this 24 day of June, 2014, at 10:30 o'clock A. m. for his consideration and action thereon.



Laura Windhorst, City Clerk
City of Evansville, Indiana

Having examined the foregoing resolution, I do now, as Mayor of the City of Evansville, Indiana, approve said resolution and return the same to the City Clerk this 24th day of June, 2014, at 2:00 o'clock P. m.



Lloyd Winnecke, Mayor
City of Evansville, Indiana

APPROVED AS TO FORM
BY TED ZIEMER, CORPORATION COUNSEL